

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION**

No. 5:12-cv-00620-BR

JANE E. MILLER, personal representative of)
the Estate of Robert Wesley Miller,)
)
Plaintiff,)
v.)
)
3M COMPANY a/k/a MINNESOTA)
MINING & MANUFACTURING)
COMPANY et al.,)
)
Defendants.)

ORDER

This matter is before the Court on the Joint Motion to Dismiss Plaintiff's claims against only Defendant GENUINE PARTS COMPANY (incorrectly identified in the Complaint as "Genuine Parts Company d/b/a National Automotive Parts Association a/k/a NAPA") pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure. There being no opposition, the motion is ALLOWED. IT IS THEREFORE ORDERED that Plaintiff's claims against Defendant GENUINE PARTS COMPANY are hereby DISMISSED WITHOUT PREJUDICE, with each party to bear its own costs.

This 19 May 2014.



W. Earl Britt
Senior U.S. District Judge